

EXHIBIT S

GARZA: MADELEINE R. GARZA

Page 1

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

MADELEINE GARZA, an individual,)
Plaintiff(s),) Case No. 3:18-CV-05106-BHS
vs.) Page 1 to 110
NATIONAL RAILROAD PASSENGER)
CORPORATION d/b/a Amtrak,)
Defendant(s).)

DEPOSITION UPON ORAL EXAMINATION OF

MADELEINE R. GARZA

February 26, 2019
Olympia, Washington

Taken Before:

SUE E. GARCIA
WA CCR #2781, RPR

**CERTIFIED
TRANSCRIPT**

GARZA: MADELEINE R. GARZA

Page 2

APPEARANCES

FOR THE PLAINTIFF(S) :

DARRELL L. COCHRAN
PFAU COCHRAN VERTETIS KOSNOFF
911 PACIFIC AVE, STE 200
TACOMA, WA 98402
PH: (206) 462-4334
FAX: (206) 623-3624
E-MAIL: pcvalaw.com

DUSTIN J. DAILEY
PUTNAM LIEB POTVIN DAILEY
PO BOX 337
907 LEGION WAY SE
OLYMPIA, WA 98501-1520
PH: (360) 754-7707
FAX: (360) 754-4474
E-MAIL: dustind@putnamlieb.com

FOR THE DEFENDANT(S) :

ANDREW G. YATES
LANE POWELL PC
1420 FIFTH AVE, SUITE 4100
SEATTLE, WA 98101
PH: (206) 223-7000
FAX: (206) 223-7107
E-MAIL: yatesa@lanepowell.com

GARZA: MADELEINE R. GARZA

Page 30

1 around the house before the accident?

2 A Dishes, laundry, taking the garbage out, feeding the
3 dogs, cleaning my room.

4 Q All right. Did the injuries that you had in the
5 accident -- did they impact what you were able to do
6 around the house?

7 A Yes.

8 Q How did they impact that?

9 A For a while I wasn't able to do really garbage just
10 because it was really heavy to lift.

11 Q Okay. Any other ways that your injuries from the
12 accident impacted what you were able to do around the
13 house?

14 A I couldn't do anything that requires me bending over.
15 It causes pain to my lower back.

16 Q Okay. Anything else that you can recall?

17 A Not that I can recall.

18 Q Okay. I want to turn now to the accident itself.

19 A Uh-huh.

20 Q Why were you traveling on the train that day?

21 A I was going to visit some friends in Eugene.

22 Q Were you traveling with anybody on the train, or were
23 you traveling alone?

24 A I was alone.

25 Q And where did you board the train that day?

GARZA: MADELEINE R. GARZA

Page 31

1 A In Tukwila.

2 Q All right. And I want to ask you how you bought your
3 ticket. And what I'm looking for is whether you bought
4 it at the station or online or how you purchased it.

5 A Through the Amtrak app on my phone.

6 Q Okay. Was it wholly electronic, then?

7 A Yes.

8 Q Okay. Did you look at any advertising or other Amtrak
9 materials before you bought this ticket?

10 A No.

11 Q Okay. Did you have any understanding as to whether
12 the -- this particular trip was going to be on a new
13 route or not?

14 A No.

15 Q Okay. So you didn't know that it was going to be a new
16 route?

17 A No, I did not.

18 Q Okay. Do you remember anything about the accident
19 itself?

20 A I remember the moments before and then a little bit
21 after.

22 Q Okay. Why don't you tell me what you do remember of
23 the moments before.

24 A I remember hearing a rumbling and the train shaking. I
25 remember hearing a sharp screech, like something